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LADAS & PARRY 26 WEST 61ST STREET NEW YORK, NY 10023			HAVAN, THU THAO	
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

# Office Action Summary

Application No.

09/754,021

Applicant(s)

DE FABREGA, INGRID PERSCKY

Examiner

Thu Thao Havan

Art Unit

3691

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 15 March 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

**Detailed Action**

***Response to Amendment***

Claims 1-17 are pending. This action is in response to the RCE received March 15, 2007.

***Response to Arguments***

Applicant's arguments with respect to claims 1-17 have been considered but are moot in view of the new ground(s) of rejection.

**Claim Rejections - 35 USC § 103**

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims **1-17** are rejected under 35 U.S.C. 103(a) as being unpatentable over Jansen (US 6,243,450) in view of Porter et al. (US 5,740,161).

Re claim **1**, Jansen teaches a public-access e-commerce service portal providing a user access to an internet (figs. 1-2 and 4), said portal comprising:

a computer including a display screen (fig. 1, element 16), a card reader adapted to read financial account information from a card (fig. 4, element 30), an input device adapted to provide alphanumeric and screen-coordinate selected by the user (fig. 4, element 33), a drive unit adapted to read data from and write data to a removable data

Art Unit: 3691

storage medium (fig. 5, elements 162; fig. 8, element 218; col. 9, lines 28-35), and a printer unit (fig. 4, element 31), said computer being programmed to permit a user to selectively operate the units after said user enters a valid log-on ID (fig. 9, element 233; fig. 11, element 240; service and transaction ID correspond to a valid log-on ID), to establish a log-on ID for a new user after receiving answers manually input to the computer by the new user in response to predetermined demographic questions (col. 9, line 20 to col. 10, line 32), and programmed to test the validity of financial account information (fig. 12, flow chart discloses the validity of financial account information for a service usage request), of PIN number (col. 5, lines 12-18) and of log-on ID entries made by users (figs. 3, 9, and 11); and

a telecommunications link adapted to connect the computer to an e-commerce intranet providing free services to the user (fig. 4; col. 1, lines 54-63), said free services including information resources and free access to selected e-commerce intranet sites and live contact with an intranet agent and live contact with an intranet agent at an e-commerce service facility (fig. 4; col. 6, line 32 to col. 7, line 6; col. 1, lines 54-63). *In other words, Jansen discloses a public access e-commerce service with a kiosk. He discloses web based public access services including a telephone, video, multimedia terminal, card reader, printer, etc. The system enables a user to make transactions for online purchases. Some services are free of charge while others require a certain fee.*

However, Jansen does not explicitly teach a video camera, which inputs video images, connected to the computer, said computer being programmed to use said video camera to provide video-conference service to the user. On the other hand, Porter

Art Unit: 3691

discloses a video camera (col. 3, lines 20-26), which inputs video images (col. 5, lines 23-29; col. 1, lines 5-10), connected to the computer (col. 1, lines 11-25), said computer being programmed to use said video camera to provide video-conference (col. 13, lines 35-45; col. 3, line 60 to col. 4, line 9) service to the user (col. 5, lines 23-29). He discloses the video cameras provide a visual representation of the user of the end point, thereby allowing each conference participant to see the other participants, even though they may be separated by great distances. In that, computer technology is continuously advancing, resulting in modern computer systems which provide ever-increasing performance. One result of this improved performance is an increased use of computer systems by individuals in a wide variety of business, academic and personal applications. One such use is that of data and/or video conferencing, where users of multiple computer systems in different locations communicate with each other. Thus, it would have been obvious to one of ordinary skill in the art to enable a public access portal from a remote system to view images in one of multiple streams of video data as discloses in Porter.

Re claim 2, Jansen teaches a second telecommunications link, said second link being a switched link, said computer being further programmed to initiate a call back over the switched link when a service selected by the user requires a fee to be paid by the user (fig. 10; col. 9, lines 51 to col. 10, line 15).

Re claim 3, Jansen teaches a paid-service indicator adjacent said card reader, said indicator connected to the computer to indicate when the computer is providing a paid service that has elapsed-time charges (figs. 4 and 12; col. 6, lines 59-65). *In other words, Jansen discloses elapsed-time charges when he discloses pause usage timer in*

Art Unit: 3691

*figure 12, element 280. Furthermore, in figure 4 of element 30, he discloses a card reader.*

Re claim 4, Jansen teaches computer is programmed to provide an idle-time display including full motion video entertainment clips, said computer re-initiating the idle-time display after a user enters a valid log-on ID after the user selects a free service and then does not make a further selection within a predetermined time period (col. 1, lines 54-67).

Re claim 5, Jansen teaches an office service unit, said computer being programmed to provide word processing services (col. 1, lines 64-67). In other word, Jansen discloses reading and writing email. When writing an email, the process requires computer being programmed to provide word processing services.

Re claim 6, Jansen teaches a laptop service unit including electric power and data connectors for use by a laptop computer (col. 1, lines 27-31). *In other words, Jansen implements his system in a personal computer and type of personal computer is a laptop.*

Re claim 7, Jansen teaches multiple carrels, said carrels being connected to a shared first link and adapted to respond to a respective separate second call-back telecommunications link to transfer user ID and PIN number information between the e-commerce service facility and the user (fig. 10; col. 9, lines 51 to col. 10, line 15; col. 5, lines 12-18).

Re claim 8, Jansen teaches means for substituting a log-on display for an idle-time display for a limited period of time (fig. 6; fig. 12, element 280). In figure 12, Jansen discloses pause usage timer (element 280) corresponds to an idle-time display.

Re claim 9, Jansen teaches means for limiting use of a free audio-visual service within a predetermined period of time (col. 7, lines 40-46; fig. 10).

Re claim 10, Jansen teaches demo means for selectably implementing free demo displays including one of said full motion video entertainment clips, said demo displays being more extensive than said clip, and means for limiting the frequency of implementing said free demo (fig. 6). In figure 6, Jansen discloses various multimedia methods. Elements 168-180 of figure 6 enable demo means for implementing free demo.

Re claim 11, Jansen teaches a private booth adapted to enclose a user and said computer (fig. 1). *Figure 1 displays a private booth.*

Re claim 13, Jansen teaches intranet service facility provides pre-paid accounts enabling users to obtain paid intranet services (fig. 13, element 290; fig. 12, element 282).

Re claim 14, Jansen teaches intranet service facility provides pre-paid cards enabling users to obtain paid intranet services (fig. 4, element 28; 6; fig. 13, element 290; fig. 12, element 282). *In other words, Jansen discloses a multimedia system consists of pre-paid cards for web browser, vertical market, messaging services, elect commerce, entertainment, phone service, etc.*

Re claim 15, Jansen teaches intranet service facility further comprises means for providing paid e-commerce support services (fig. 4, element 28).

Re claim 17, Jansen teaches portal provides a plurality of free services to the user using a first link, and provides the log-on ID to the user and receives the log on ID and PIN number from the user by using a separate, switched second communications link (col.1, lines 45-63; col. 5, lines 14-22).

Re claims **12** and **16**, Jansen and Porter teach the limitations as claimed in claim 1. Therefore the rationale applied in the rejection of claim 1 applies herein.

### **Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thu Thao Havan whose telephone number is (571) 272-8111. The examiner can normally be reached on flextime schedule.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Alexander Kalinowski in can be reached on (571) 272-6771. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct-uspto.gov/>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at (866) 217-9197 (toll-free).

  
Thu Thao Havan  
Art Unit: 3691  
5/17/2007